IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION (Cincinnati)

JOEL MOYER, et al., : Case No. 1:01-CV-140

:

Plaintiffs, : Magistrate Judge Timothy S. Hogan

:

v. :

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AMBASSADOR PROGRAMS, INC., : NOTICE OF DESIGNATION OF

et al., : DEPOSITION EXCERPTS OF ERIC

: MOYER

Defendants. :

Defendant Ambassador Programs, Inc. ("Ambassador"), hereby designates the following relevant excerpts of the deposition of Eric Moyer. A transcript of the complete deposition transcript taken on January 8, 2003, was filed with the Court on January 11, 2005. Ambassador designates excerpts of Mr. Moyer's testimony as follows:

Page 3, Lines 1-8; Page 4, Lines 10-11; Page 5, Lines 7-4; Page 7, Lines 14-25; Page 8, Lines 14-20; Page 9, Lines 2-11 and 22-24; Page 10, Lines 4-6, 14-16 and 19-25; Page 11, Lines 1-3 and 16-18; Page 12, Lines 13-15; Page 13, Lines 1-25 Page 16, Line 25; Page 17, Lines 1-11 and 23-25; Page 21, Lines 7-9 and 14-19; Page 23, Lines 23-25; Page 24, Lines 7-10; Page 31, Lines 19-25;

Page 1, Lines 1-25;

Page 32, Lines 1-5;

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Page 38, Lines 9-12;
Page 41, Lines 1-19;
Page 42, Lines 8-11;
Page 44, Lines 7-14 and 25;
Page 45, Lines 1-10;
Page 46, Lines 8-10;
Page 47, Lines 11-13;
Page 48, Lines 5-16;
Page 49, Lines 4-6;
Page 52, Lines 4-6 and 10-18;
Page 53, Lines 8-15;
Page 54, Lines 21-25;
Page 55, Lines 1-25;
Page 56, Lines 1-11;
Page 59, Lines 1-7 and 17-25;
Page 60, Lines 1-17;
Page 66, Lines 25;
Page 67; Lines 1-4;
Page 68, Lines 24-25;
Page 69, Lines 1-6;
Page 72, Lines 2-25;
Page 73, Lines 1-2;
Page 75, Lines 8-23;
Page 76, Lines 2-25;
Page 77, Lines 1-7; and
Page 80, Lines 10-13.
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Respectfully submitted,

/s/ Robert G. Hanseman

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CERTIFICATE OF SERVICE

I certify that on January 10th, 2005, a copy of the **NOTICE OF DESIGNATION OF DEPOSITION EXCERPTS OF ERIC MOYER** was filed with the Court's ECF system and mailed to:

Louis F. Gilligan, Esq.
Peter J. Stautberg, Esq.
Keating, Muething & Klekamp, PLL
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/s/ Robert G. Hanseman Robert G. Hanseman